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 YAHOO! INC.

UNITED STATES DISTRICT COURT
 NORTHERN DISTRICT OF CALIFORNIA
 SAN FRANCISCO DIVISION

AUGME TECHNOLOGIES, INC.,
 Plaintiff,
 v.
 YAHOO! INC.,
 Defendant.

Case No. C-09-5386 JCS

**STIPULATION AND
 [PROPOSED] ORDER
 EXTENDING CLAIM
 CONSTRUCTION BRIEFING
 AND DISCOVERY DATES RE:
 YAHOO! PATENTS**

Hon. Joseph C. Spero

YAHOO! INC.,
 Counterclaim Plaintiff,
 v.
 AUGME TECHNOLOGIES, INC. and WORLD
 TALK RADIO, LLC,
 Counterclaim Defendants.

1 Pursuant to Civil Local Rules 6-1(b), 6-2, and 7-12, the parties, through their
2 undersigned counsel, hereby stipulate, subject to the Court's approval, as follows:

3 WHEREAS, the Court entered a Further Case Management and Pretrial Order ("CMC
4 Order") on April 19, 2011, setting dates for claim construction briefing and setting an August 8,
5 2011 cut-off for claim construction discovery regarding the Yahoo! Patents (Dkt. No. 136 at 2);

6 WHEREAS, due to commitments to other cases, Yahoo!'s claim construction expert, Dr.
7 Gary Nutt, is unavailable for deposition until the week of September 12, 2011;

8 WHEREAS, the parties have stipulated to extend the claim construction briefing and
9 discovery deadlines as set forth in the table below to permit Augme and World Talk Radio to
10 depose Dr. Nutt prior to filing their responsive brief;

11 WHEREAS, no *Markman* hearing has been set for the Yahoo! patents;

12 WHEREAS, no other deadlines will be affected by this extension;

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1 THEREFORE, for the reasons set forth more fully in the accompanying Declaration of J.
 2 Ryan Gilfoil, the parties request the entry of an order extending the claim construction briefing
 3 and discovery deadlines regarding the Yahoo! Patents as set forth in the table below.

4 Event	Present Date	Proposed Date
5 Claim Construction 6 Discovery Cut-Off	August 8, 2011	September 16, 2011
7 Yahoo!'s Opening <i>Markman</i> 8 Brief	August 22, 2011	August 29, 2011
9 Augme and World Talk Radio's Responsive Brief	September 6, 2011	September 27, 2011
10 Yahoo!'s Reply Brief	September 13, 2011	October 11, 2011

11
 12 Dated: July 28, 2011

MORRISON & FOERSTER LLP

13
 14 By: /s/ Richard S.J. Hung

15 Richard S.J. Hung

16 Attorneys for Defendant and
 17 Counterclaim Plaintiff
 18 YAHOO! INC.

19 Dated: July 28, 2011

GOODWIN PROCTER LLP

20
 21 By: /s/ Erica D. Wilson

22 Erica D. Wilson

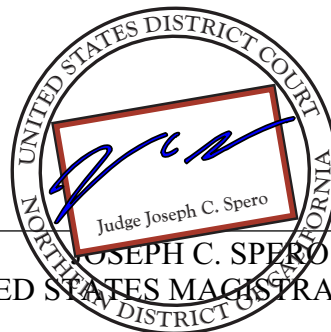
23 Attorneys for Plaintiff and
 24 Counterclaim Defendant
 25 AUGME TECHNOLOGIES, INC.

26 Attorneys for Counterclaim Defendant
 27 WORLD TALK RADIO, LLC
 28

~~[PROPOSED]~~ ORDER

PURSUANT TO STIPULATION, IT IS SO ORDERED.

Date: July 29, 2011



JOSEPH C. SPERO
UNITED STATES MAGISTRATE JUDGE

ATTESTATION OF E-FILED SIGNATURE

I, Richard S.J. Hung, am the ECF User whose ID and password are being used to file this Joint Stipulation. In compliance with General Order 45, X.B., I hereby attest that Erica D. Wilson has concurred in this filing.

Dated: July 28, 2011

By: /s/ Richard S.J. Hung
Richard S.J. Hung